

CYNTHIA MELLEMA (State Bar No. 122798)  
MICHELLE A. BRADLEY (State Bar No. 221323)  
SONNENSCHN NATH & ROSENTHAL LLP  
2121 North California Blvd., Suite 800  
Walnut Creek, CA 94596  
Telephone: (925) 949-2600  
Facsimile: (925) 949-2610

Attorneys for Defendant  
ALLSTATE INSURANCE COMPANY

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ANZELLA JONES,

Plaintiff,

vs.

ALLSTATE INSURANCE COMPANY,

Defendant.

Case No. C08-00458 CW

STIPULATION AND [PROPOSED]  
ORDER TAKING EARLY NEUTRAL  
EVALUATION OFF CALENDAR AND  
GRANTING ADDITIONAL TIME TO  
COMPLETE ADR

Plaintiff Anzella Jones and defendant Allstate Insurance Company stipulate, through their respective counsel, as follows:

1. On April 9, 2008, the parties filed a stipulation indicating their agreement to participate in early neutral evaluation.
2. The Court ordered that the early neutral evaluation be completed by July 14, 2008.
3. On June 4, 2008, Thomas HR Denver was assigned as the parties' neutral evaluator for this matter.
4. Subsequently, the parties agreed to participate in private mediation in an attempt to resolve this matter without further litigation.
5. On June 17, 2008, the parties engaged in the pre-early neutral evaluation phone conference with Mr. Denver. They informed Mr. Denver that they planned to participate in

private mediation. Accordingly, no early neutral evaluation session was scheduled, and Mr. Denver advised the parties to seek additional time to complete the ADR from the Court, if necessary.

5. A private mediation is scheduled before Brad A. Bening of Willoughby, Stuart & Bening, for Tuesday, August 5, 2008 at 10:00 a.m. This was the first date that all parties, counsel and the mediator were available. Therefore, the mediation will not be completed by the current ADR cut-off of July 14, 2008.

6. Accordingly, the parties agree that the early neutral evaluation be taken off calendar, that the deadline for completion of ADR be extended until August 5, 2008, and that the August 5, 2008 mediation serve to satisfy the parties' ADR obligations.

#### FILER'S ATTESTATION:

Pursuant to General Order No. 45, section X(B) regarding signatures, I attest under penalty of perjury that the concurrence in the filing of this document has been obtained from its signatories.

DATED: June 30, 2008

By: /S/ MICHELLE BRADLEY  
MICHELLE BRADLEY

DATED: June 30, 2008

SONNENSCHN NATH & ROSENTHAL LLP

By: /s/ Michelle Bradley  
MICHELLE BRADLEY

Attorneys for Defendant  
ALLSTATE INSURANCE COMPANY

DATED: June 30, 2008

FLYNN, ROSE AND PERKINS

By: /s/ Gary Rose  
GARY ROSE

Attorneys for Plaintiff  
ANZELLA JONES

ORDER

The parties having stipulated thereto and good cause appearing, IT IS HEREBY ORDERED:

1. The early neutral evaluation is taken off calendar,
2. The deadline for completion of ADR is extended until August 5, 2008, and
3. The August 5, 2008 mediation will serve to satisfy the parties' ADR obligations.

DATED: \_\_\_\_\_

\_\_\_\_\_  
Honorable Claudia Wilken  
United State District Court Judge

SONNENSCHN NATH & ROSENTHAL LLP  
2121 NORTH CALIFORNIA BLVD., SUITE 800  
WALNUT CREEK, CA 94596  
(925) 949-2600